

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON

ALFREDO FUENTES,

Plaintiff,

vs.

Case No.: 3:15-cv-266

COMMISSIONER OF  
SOCIAL SECURITY,

District Judge Walter H. Rice  
Magistrate Judge Michael J. Newman

Defendant.

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**ORDER AND ENTRY: (1) GRANTING THE JOINT, UNOPPOSED MOTION FOR  
REMAND (DOC. 11); (2) REVERSING THE ALJ'S NON-DISABILITY FINDING; (3)  
REMANDING THIS CASE TO THE COMMISSIONER UNDER THE FOURTH  
SENTENCE OF 42 U.S.C. § 405(g) FOR FURTHER ADMINISTRATIVE  
PROCEEDINGS; (4) DIRECTING THE CLERK TO ENTER JUDGMENT IN FAVOR  
OF PLAINTIFF; AND (5) TERMINATING THIS CASE ON THE COURT'S DOCKET**

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The parties in this Social Security disability benefits appeal jointly move for an Order remanding this case for further administrative proceedings pursuant to the Fourth Sentence of 42 U.S.C. § 405(g), and for the entry of judgment pursuant to Fed. R. Civ. P. 58. Doc. 11. The parties state that, on remand, the Administrative Law Judge will: offer Plaintiff an opportunity for a *de novo* hearing; develop the record, including soliciting additional vocational expert testimony to determine if Plaintiff can perform his past relevant work or other jobs in the economy; and comply with the regulations and rulings, including 20 C.F.R. §§ 404.983, 404.977 and Social Security Rulings 98-3(6) and 98-4(6). *Id.*

For good cause shown, and because the requirements of a Sentence Four remand have been satisfied, **IT IS ORDERED THAT:** (1) the parties' joint, unopposed motion for a Sentence Four remand (doc. 11) is **GRANTED**; (2) the ALJ's non-disability finding is **REVERSED**; (3) this case is **REMANDED** to the Commissioner under the Fourth Sentence of 42 U.S.C. § 405(g)

for further proceedings; and (4) this case is **TERMINATED** upon the Court's docket. The Clerk is **ORDERED** to enter judgment in favor of Plaintiff.

**IT IS SO ORDERED.**

Date: 3-1-16

  
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Walter H. Rice  
United States District Judge